



ATTORNEY'S DOCKET NO: E0355/7003 (ERG/MAT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Paula M. Vertino
Serial No: 09/691,763
Filed: October 18, 2000
For: TSM1 COMPOSITIONS AND METHODS FOR USE
Examiner: Jeanine A. Enewold Goldberg
Art Unit: 1655

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231, on July 20, 2001.

Maria A. Trevisan

Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL

Transmitted herewith are the following documents:

- ☒ Response to Restriction Requirement
- ☒ Preliminary Amendment (second)
- ☒ Return Receipt Postcard

No fee is considered due. If any fee is determined to be due by the Examiner, the Examiner is authorized to charge the fee to the account of the undersigned. Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617)720-3500, Boston, Massachusetts.

Respectfully submitted,

By:

Maria A. Trevisan Reg. No. P-48,207
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Docket No. E0355/7003 (ERG/MAT)
Date: July 20, 2001
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Plunkett
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Maria A. Trevisan

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement (paper 13) mailed from the United States Patent and Trademark Office on June 20, 2001, Applicants elect Group I, drawn to a method for identifying a subject at risk of developing a tumor by determining an increase in the level of methylation of the CpG island containing TMS1 nucleic acid molecules, and a method for identifying a subject having cancer who is at risk of being non-responsive to an anti-cancer therapy using a nucleic acid assay, classified in class 435, subclass, 6.

Accordingly, claims 1 and 47 are currently pending.

Respectfully submitted,

WOLF, GREENFIELD & SACKS, P.C.

By

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